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UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
PLAINTIFF'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
ITS OPPOSITION TO UBER'S
SUMMARY JUDGMENT PRECIS
(DKT. 1341)**

Trial Date: October 10, 2017

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Plaintiff's Administrative Motion to File Under Seal Its Opposition to Uber's
6 Summary Judgment Precis (Dkt. 1341).

7 2. I have reviewed the following documents and confirmed that only the portions
8 identified below merit sealing:

Document	Portions to Be Filed Under Seal
Waymo's Opposition to Uber's Summary Judgment Precis ("Opposition")	Red-outlined Boxes
Exhibit 3	Blue-outlined Boxes
Exhibit 4	Entire Document

14 3. The red-outlined boxes in Waymo's Opposition and the blue-outlined boxes in
15 Exhibit 3 contain highly confidential technical specifications for various elements of Uber's
16 LiDAR sensors. This highly confidential information is not publicly known, and its
17 confidentiality is strictly maintained. I understand that disclosure of this information would allow
18 Uber's competitors to gain detailed knowledge into the technical specifications of Uber's LiDAR
19 sensors and use this knowledge to build or improve their own technology, such that Uber's
20 competitive standing could be significantly harmed.

21 4. The entirety of Exhibit 4 is an email exchange between Uber and a confidential
22 vendor regarding highly confidential technical specifications for a certain element of Uber's
23 LiDAR sensors, including purchase and delivery terms. This highly confidential information is
24 not publicly known, and its confidentiality is strictly maintained. I understand that disclosure of
25 this information would allow Uber's competitors to obtain a competitive advantage by learning
26 how Uber approaches certain technical elements of LiDAR sensors. Competitors could use this
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1 information to design certain elements of their own LiDAR sensors, which would significantly
2 harm Uber's competitive standing.

3 5. In addition, some parts of Exhibit 4 contain the email addresses and phone
4 numbers of Uber employees who have been tangentially involved in this litigation. Defendants
5 seek to seal this information in order to protect the privacy of these employees, as individuals
6 involved in this litigation are currently the subject of extensive media coverage. Disclosure of
7 this information for such employees could expose them to harm or harassment.

8 6. Defendants' request to seal is narrowly tailored to those portions of Plaintiff's
9 Opposition and its supporting exhibits that merit sealing.

10 I declare under penalty of perjury under the laws of the United States that the foregoing is
11 true and correct. Executed this 28th day of August, 2017, in Washington, D.C.

12
13 /s/ Michelle Yang

14 Michelle Yang

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16 **ATTESTATION OF E-FILED SIGNATURE**

17 I, Arturo J. González, am the ECF User whose ID and password are being used to file this
18 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
19 concurred in this filing.

20 Dated: August 28, 2017

21 /s/ Arturo J. González

22 Arturo J. González
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